

**UNOFFICIAL VERSION**

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**MONDAY, MARCH 27, 2017**

**TWENTIETH LEGISLATIVE DAY**

**CALL TO ORDER**

The Senate met at 4:00 p.m., and was called to order by Mr. Speaker McNally.

**PRAYER**

The proceedings were opened with prayer by Pastor Travis Fleming of First Baptist Gallatin in Gallatin, Tennessee, a guest of Senator Haile.

**PLEDGE OF ALLEGIANCE**

Senator Haile led the Senate in the Pledge of Allegiance to the Flag.

**SALUTE TO THE FLAG OF TENNESSEE**

Senator Haile led the Senate in the Salute to the Flag of Tennessee.

**ROLL CALL**

The roll call was taken with the following results:

Present . . . . . 31

Senators present were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--31.

**COMMUNICATIONS**

March 27, 2017

Lt. Governor McNally  
1 Legislative Plaza  
Nashville, TN 37243

Dear Mr. Speaker:

I respectfully request permission to be excused from the Senate Session today, March 27, 2017, due to illness.

Thank you for your consideration of this request.

Sincerely,

/s/ Mae Beavers  
State Senator

APPROVED: Lieutenant Governor  
Randy McNally

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March 27, 2017

Lt. Gov. Randy McNally  
1 LP  
Nashville, TN 37243

RE: Monday, March 27, 2017

Dear Lt. Gov. McNally:

I will be out of the office and not able to attend Session on Monday, March 27, 2017.

Please approve my not being present today and feel free to call me if you have any questions.

Sincerely,

/s/ Mark E. Green, M.D.  
State Senator

APPROVED: Lieutenant Governor  
Randy McNally

**STANDING COMMITTEE REPORTS**

**TRANSPORTATION AND SAFETY**

MR. SPEAKER: Your Committee on Transportation and Safety begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 194, 444 with amendment, 513, 658, 679 with amendment and 699 with amendment; also, recommend that Senate Bill No. 450 be referred to Committee on Finance, Ways and Means.

BAILEY, Chairperson  
March 27, 2017

The Speaker announced that he had referred Senate Bills Nos. 194, 444 with amendment, 513, 658, 679 with amendment and 699 with amendment to the Committee on Calendar.

The Speaker announced that he had referred Senate Bill No. 450 to the Committee on Finance, Ways and Means.

**ENERGY, AGRICULTURE AND NATURAL RESOURCES**

MR. SPEAKER: Your Committee on Energy, Agriculture and Natural Resources begs leave to report that we have carefully considered and recommend for passage: Senate Bills Nos. 527 with amendment, 609 with amendment, 818 with amendment, 906, 989 with amendment, 999 with amendment, 1200 and 1261; also, recommend that Senate Bills Nos. 454 with amendment, 466 with amendment and 1110 be referred to Committee on Finance, Ways and Means.

SOUTHERLAND, Chairperson  
March 27, 2017

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The Speaker announced that he had referred Senate Bills Nos. 527 with amendment, 609 with amendment, 818 with amendment, 906, 989 with amendment, 999 with amendment, 1200 and 1261 to the Committee on Calendar.

The Speaker announced that he had referred Senate Bills Nos. 454 with amendment, 466 with amendment and 1110 to the Committee on Finance, Ways and Means.

### **PRESENTATION**

Senator Yager introduced Mr. Nolan Purser who spoke to the Senate.

### **PRESENTATION**

Senators Yager, Dickerson and Haile presented **Senate Joint Resolutions Nos. 1 and 2** to Mr. Joseph Hamilton and members of the Oak Ridge National Laboratory, Vanderbilt University and the University of Tennessee, Knoxville.

### **MOTION**

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **Senate Bills Nos. 1438 and 1439** be passed on first consideration, which motion prevailed.

### **INTRODUCTION OF BILLS**

The Speaker announced the following bills were filed for introduction and passed first consideration:

**Senate Bill No. 1438** by Senator Gardenhire.

Hamilton County -- Subject to local approval, revises composition and duties of financial review committee of the hospital authority governing Baroness Erlanger Hospital; adds procedure for selecting the chairperson of the board of trustees for the hospital authority. Amends Chapter 297 of the Private Acts of 1976; as amended.

**Senate Bill No. 1439** by Senator Ketron.

Rutherford County -- Subject to local approval, provides for recall elections for county officers.

### **MOTION**

Senator Norris moved, pursuant to Rule 32 and Article II, Section 18 of the Constitution of the State of Tennessee, **House Bills Nos. 81, 270, 348 and 1415** be passed on first consideration, which motion prevailed.

### **HOUSE BILLS ON FIRST CONSIDERATION**

The Speaker announced the following House Bills were transmitted to the Senate and passed first consideration:

**House Bill No. 81** -- Charitable Institutions -- As introduced, permits a nonprofit organization desiring financial assistance from a county or municipality to file, in lieu of completing and filing an annual audit, an annual report of receipts and expenditures in a form prescribed by the comptroller

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of the treasury; requires such report to be prepared and certified by the nonprofit's CFO; subjects such report to audit by the department of audit. Amends TCA Section 5-9-109 and Section 6-54-111.

**House Bill No. 270** -- Civil Procedure -- As introduced, limits the award of costs and attorney's fees upon successful motion to dismiss for failure to state a claim upon which relief may be granted to the dismissal of complaints, rather than claims. Amends TCA Title 20, Chapter 12.

**House Bill No. 348** -- Divorce, Annulment and Alimony -- As introduced, allows a court to consider control discounts, control premiums, and discounts for lack of marketability when determining the value of a closely held business or similar asset for purposes of property division in a divorce even if the sale of the business or similar asset is not reasonably foreseeable. Amends TCA Title 36, Chapter 4.

**House Bill No. 1415** -- Murfreesboro -- Subject to local approval, moves the election of mayor and city council to coincide with the regular August or November general election as called; requires vacancy in the office of mayor to be filled by voters in a general election. Amends Chapter 429 of the Private Acts of 1931; as amended.

### **MOTION**

Senator Norris moved, pursuant to Rule 33 and Article II, Section 18 of the Constitution of the State of Tennessee, that **Senate Bills Nos. 1426, 1436 and 1437** be passed on second consideration and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

### **SENATE BILLS ON SECOND CONSIDERATION**

The Speaker announced the following bills passed second consideration and were referred to the appropriate committees or held on the Clerk's desk:

**Senate Bill No. 1426** referred to the Committee on Finance, Ways and Means.

**Senate Bill No. 1436** Local bill -- held on desk.

**Senate Bill No. 1437** Local bill -- held on desk.

### **MOTION**

Senator Norris moved, pursuant to Rule 21, **Senate Joint Resolutions Nos. 272 through 277** be passed on first consideration and lie over, which motion prevailed.

### **INTRODUCTION OF RESOLUTIONS**

The Speaker announced the following resolutions were filed for introduction. Pursuant to Rule 21, the resolutions lie over.

**Senate Joint Resolution No. 272** by Senator Southerland.  
Memorials, Sports -- South Greene High School Cheerleaders, TSSAA Sportsmanship Award.

**Senate Joint Resolution No. 273** by Senator Niceley.  
Memorials, Recognition -- Davis Creek Primitive Baptist Church, 220th Anniversary.

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**Senate Joint Resolution No. 274** by Senator Tracy.

Memorials, Recognition -- Falcon Engineering and Robotics Team #547, Lincoln County High School.

**Senate Joint Resolution No. 275** by Senator Yager.

Memorials, Personal Achievement -- Caelan Tanner Townsend, Eagle Scout.

**Senate Joint Resolution No. 276** by Senator Dickerson.

Memorials, Personal Occasion -- Bernice Ritt, 100th Birthday.

**Senate Joint Resolution No. 277** by Senator Haile.

Memorials, Recognition -- Dr. Charles Moffatt, Good Scout Award.

**MOTION**

Senator Norris moved, pursuant to Rule 21, **House Joint Resolutions Nos. 218 and 219; Senate Joint Resolutions Nos. 258 through 267 and 269 through 271; and Senate Resolutions Nos. 36 and 37** lie over and be referred to the appropriate committees or held on the Clerk's desk, which motion prevailed.

**RESOLUTIONS LYING OVER**

The Speaker announced the following resolutions passed second consideration and were referred to the appropriate committees or held on the desk, pursuant to Rule 21:

**House Joint Resolution No. 218** -- Memorials, Death -- Sande Weiss.

The Speaker announced that he had referred House Joint Resolution No. 218 to the Committee on Calendar.

**House Joint Resolution No. 219** -- Memorials, Recognition -- Joseph Atnip.

The Speaker announced that he had referred House Joint Resolution No. 219 to the Committee on Calendar.

**Senate Joint Resolution No. 258** -- Memorials, Recognition -- Clinton Police Department.

The Speaker announced that he had referred Senate Joint Resolution No. 258 to the Committee on Calendar.

**Senate Joint Resolution No. 259** -- Memorials, Sports -- Randy Coffman, Naismith Girls' High School Coach of the Year.

The Speaker announced that he had referred Senate Joint Resolution No. 259 to the Committee on Calendar.

**Senate Joint Resolution No. 260** -- Memorials, Sports -- Coach Kermit Davis.

The Speaker announced that he had referred Senate Joint Resolution No. 260 to the Committee on Calendar.

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**Senate Joint Resolution No. 261** -- Memorials, Recognition -- Central High School, 100th Anniversary.

The Speaker announced that he had referred Senate Joint Resolution No. 261 to the Committee on Calendar.

**Senate Joint Resolution No. 262** -- Memorials, Sports -- Middle Tennessee State University Blue Raiders.

The Speaker announced that he had referred Senate Joint Resolution No. 262 to the Committee on Calendar.

**Senate Joint Resolution No. 263** -- General Assembly, Confirmation of Appointment -- Keith Jordan, Tennessee Regulatory Authority.

The Speaker announced that he had referred Senate Joint Resolution No. 263 to the Committee on Commerce and Labor.

**Senate Joint Resolution No. 264** -- Memorials, Retirement -- Dr. Nancy B. Moody.

The Speaker announced that he had referred Senate Joint Resolution No. 264 to the Committee on Calendar.

**Senate Joint Resolution No. 265** -- Memorials, Recognition -- Great Smoky Mountains Association.

The Speaker announced that he had referred Senate Joint Resolution No. 265 to the Committee on Calendar.

**Senate Joint Resolution No. 266** -- Memorials, Recognition -- Elizabeth Hicks Williams.

The Speaker announced that he had referred Senate Joint Resolution No. 266 to the Committee on Calendar.

**Senate Joint Resolution No. 267** -- Memorials, Recognition -- Sergeant Brandon M. Read.

The Speaker announced that he had referred Senate Joint Resolution No. 267 to the Committee on Calendar.

**Senate Joint Resolution No. 269** -- Memorials, Death -- Vernon Neal.

The Speaker announced that he had referred Senate Joint Resolution No. 269 to the Committee on Calendar.

**Senate Joint Resolution No. 270** -- Memorials, Recognition -- Georgia Willow Jones, 2017 Tennessee Tar Wars Poster Contest.

The Speaker announced that he had referred Senate Joint Resolution No. 270 to the Committee on Calendar.

**Senate Joint Resolution No. 271** -- Memorials, Death -- Spencer Hays.

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The Speaker announced that he had referred Senate Joint Resolution No. 271 to the Committee on Calendar.

**Senate Resolution No. 36** -- Memorials, Recognition -- The Junior League of Chattanooga, 100th Anniversary.

The Speaker announced that he had referred Senate Resolution No. 36 to the Committee on Calendar.

**Senate Resolution No. 37** -- Memorials, Recognition -- Cystic Fibrosis Awareness Month, May 2017.

The Speaker announced that he had referred Senate Resolution No. 37 to the Committee on Health and Welfare.

**CONSENT CALENDAR NO. 1**

**Senate Joint Resolution No. 249** -- Memorials, Recognition -- Smoky Mountain Field School, 40th Anniversary.

**Senate Joint Resolution No. 251** -- Memorials, Retirement -- Chris Hamby.

**Senate Joint Resolution No. 252** -- Memorials, Recognition -- William H. Bodafor.

**Senate Joint Resolution No. 253** -- Memorials, Recognition -- Kay Senter, Good Scout Award.

**Senate Joint Resolution No. 256** -- Memorials, Death -- Leo Willis Phillips.

**Senate Joint Resolution No. 257** -- Memorials, Personal Occasion -- Lessie Virginia Jackson, 100th Birthday.

**House Joint Resolution No. 209** -- Memorials, Death -- Jay West.

**House Joint Resolution No. 210** -- Memorials, Death -- Trooper Mark Keith Self.

**House Joint Resolution No. 211** -- Memorials, Death -- Alvin Carmany.

**House Joint Resolution No. 212** -- Memorials, Death -- Shields Worth Richardson.

**House Joint Resolution No. 214** -- Memorials, Public Service -- Gregory A. Mays.

**House Joint Resolution No. 215** -- Memorials, Personal Occasion -- Sue Malone, 100th Birthday.

**House Joint Resolution No. 216** -- Memorials, Recognition -- City of La Vergne, 45th Anniversary.

Senator Massey moved that all Senate Joint Resolutions be adopted; and all House Joint Resolutions be concurred in, which motion prevailed by the following vote:

Ayes . . . . . 28  
Noes . . . . . 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yarbrow and Mr. Speaker McNally --28.

A motion to reconsider was tabled.

**CONSENT CALENDAR NO. 2**

**Senate Bill No. 24** -- Handgun Permits -- As introduced, exempts active-duty military service members and veterans who have specialties as military police, special operations, or special forces from handgun carry permit firing range requirements. Amends TCA Title 39, Chapter 17, Part 13.

**Senate Bill No. 69** -- Sunset Laws -- As introduced, extends the department of economic and community development four years to June 30, 2021; requires the department to report back to the government operations committee on the department's response to the findings in the performance audit report by December 31, 2017. Amends TCA Title 4, Chapter 29, Part 2 and Title 4, Chapter 3.

**Senate Bill No. 229** -- Domestic Violence -- As introduced, requires the court to give a defendant intending to plead guilty to a domestic violence offense notice of the firearm dispossession consequences of a domestic violence conviction and sets out a procedure for a person convicted of domestic violence to terminate possession of all firearms. Amends TCA Section 39-13-111 and Section 40-14-109.

On motion, Senate Bill No. 229 was made to conform with **House Bill No. 1112**.

On motion, House Bill No. 1112, on same subject, was substituted for Senate Bill No. 229.

**Senate Bill No. 240** -- Boards and Commissions -- As introduced, authorizes the governor to appoint persons to fill positions on certain boards from lists of nominees submitted by interested groups, instead of requiring appointments to be made from such lists. Amends TCA Title 63, Chapter 13, Part 2; Title 63, Chapter 13, Part 3 and Title 63, Chapter 23, Part 1.

**Senate Bill No. 273** -- Administrative Procedure (UAPA) -- As introduced, clarifies that only those administrative judges and hearing officers in the executive branch are required to complete training conducted by the department of human resources, division of training, within six months of employment. Amends TCA Section 4-5-324.

**Senate Bill No. 361** -- State Employees -- As introduced, extends state employee defense protections to foster parents under contract with agencies under contract with the state and not just to foster parents under contract with the state. Amends TCA Title 8, Chapter 42 and Title 9, Chapter 8.

**Senate Bill No. 509** -- Housing -- As introduced, adds East Ridge to governing bodies authorized to adopt ordinances to inspect residential rental dwelling units that are either deteriorated or in the process of deteriorating for compliance with applicable codes. Amends TCA Title 13, Chapter 21, Part 3.



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**Senate Bill No. 708** -- Correctional Programs -- As introduced, enacts the "Comprehensive Local Correctional Enforcement Task Force Act" to create a task force to conduct a study and make a report and recommendation concerning local correctional facilities by January 15, 2018. Amends TCA Title 4; Title 8; Title 40 and Title 41.

**Senate Bill No. 710** -- Libraries -- As introduced, revises provisions related to the operation of local libraries and the state regional library system; specifies terms for board service. Amends TCA Title 3, Chapter 1; Title 10, Chapter 3; Title 10, Chapter 5; Title 10, Chapter 8; Title 10, Chapter 1 and Title 40, Chapter 39.

On motion, Senate Bill No. 710 was made to conform with **House Bill No. 520**.

On motion, House Bill No. 520, on same subject, was substituted for Senate Bill No. 710.

**Senate Bill No. 738** -- Health Care -- As introduced, increases the cap on the amount healthcare providers can charge for copying medical records, other than for records involving workers' compensation cases, from \$20.00 for the first five pages and 50 cents per page for each page copied after the first five pages, to \$24.00 for the first five pages and 50 cents per page for each page copied after the first five pages. Amends TCA Title 63 and Title 64.

Senator Overbey declared Rule 13 on **Senate Bill No. 738**.

**Senate Bill No. 1167** -- Codes -- As introduced, authorizes the state fire marshal to inspect an owner's building upon the owner's request to determine if the building meets the statewide safety standards even if the building is located in a county or municipality that has opted out of the statewide safety codes. Amends TCA Title 68, Chapter 120.

**Senate Bill No. 1211** -- Safety, Dept. of -- As introduced, requires the division of protective services to provide police services for all state office buildings; requires the division to oversee the state facility protection officer program in conjunction with the commissioner of safety or the commissioner's designee; requires that certain officer commissions be issued only to persons assigned to property owned or leased by the state. Amends TCA Section 4-3-2006 and Section 4-3-2019.

**Senate Bill No. 1262** -- Taxes, Alcoholic Beverages -- As introduced, extends by one year the manner in which liquor-by-the-drink tax proceeds are distributed to local political subdivisions. Amends TCA Title 4; Title 5; Title 6; Title 7; Title 8; Title 9; Title 49; Title 57 and Title 67.

Senator Overbey declared Rule 13 on **Senate Bill No. 1262**.

**Senate Bill No. 1322** -- Economic and Community Development, Dept. of -- As introduced, removes requirement that agencies receiving public funding to assist businesses with sales volumes of \$200,000 or less, or with fewer than 15 employees, must annually file a report with the department detailing the agencies' success with assisting such businesses; removes requirement that the office of minority business enterprise, or other division, must file a report with the commissioner compiling the agencies' filed data and must annually report the results of the data to the general assembly. Amends TCA Title 4, Chapter 3.

**Senate Bill No. 1340** -- Firearms and Ammunition -- As introduced, authorizes district attorneys general and similar persons to carry firearms subject to training and certification requirements. Amends TCA Section 39-17-1350.

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**Senate Joint Resolution No. 78** -- Memorials, Recognition -- National Speech and Debate Education Day.

**Senate Joint Resolution No. 109** -- General Assembly, Statement of Intent or Position -- Urges law enforcement, school officials, the judiciary, community leaders, and the business community to work together to address truancy.

**Senate Joint Resolution No. 115** -- Naming and Designating -- "Police Memorial Week," May 14–20, 2017.

**Senate Joint Resolution No. 180** -- General Assembly, Confirmation of Appointment -- Jay Robinson, Tennessee Education Lottery Corporation.

**Senate Joint Resolution No. 209** -- Memorials, Recognition -- "School Safety Awareness Day".

**House Joint Resolution No. 32** -- Naming and Designating -- "Child Abuse Prevention Month," April 2017.

**House Joint Resolution No. 90** -- Memorials, Recognition -- National Healthy Schools Day.

Senator Massey moved that all Senate Joint Resolutions be adopted; all House Joint Resolutions be concurred in; and all Senate Bills and House Bills be passed on third and final consideration, which motion prevailed by the following vote:

Ayes .....	29
Noes .....	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--29.

A motion to reconsider was tabled.

**LOCAL BILL**  
**CONSENT CALENDAR**

**Senate Bill No. 1428** -- Murfreesboro -- Subject to local approval, moves the election of mayor and city council to coincide with the regular August or November general election as called; requires vacancy in the office of mayor to be filled by voters in a general election. Amends Chapter 429 of the Private Acts of 1931; as amended.

On motion, Senate Bill No. 1428 was made to conform with **House Bill No. 1415**.

On motion, House Bill No. 1415, on same subject, was substituted for Senate Bill No. 1428.

Senator Massey moved that all House Bills be passed on third and final consideration, which motion prevailed by the following vote:

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Ayes . . . . . 27  
Noes . . . . . 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gresham, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Norris, Overbey, Roberts, Stevens, Tate, Tracy, Watson, Yager, Yarbro and Mr. Speaker McNally--27.

A motion to reconsider was tabled.

**CALENDAR**

**Senate Joint Resolution No. 141** -- General Assembly, Statement of Intent or Position -- Expresses support for the relocation of the James K. Polk Tomb from the State Capitol to the President James K. Polk Home and Museum State Historic Site.

Senator Yager moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting the first resolving clause in its entirety and inserting the following:

BE IT RESOLVED BY THE SENATE OF THE ONE HUNDRED TENTH GENERAL ASSEMBLY OF THE STATE OF TENNESSEE, THE HOUSE OF REPRESENTATIVES CONCURRING, that we support and approve the relocation of the Polk Tomb from the State Capitol to the President James K. Polk Home and Museum State Historic Site located at 301 West Seventh Street, Columbia, Maury County, Tennessee.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Joint Resolution No. 141**, as amended, was adopted by the following vote:

Ayes . . . . . 20  
Noes . . . . . 6  
Present, not voting . . . 3

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gresham, Harper, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Niceley, Overbey, Roberts, Southerland, Tracy, Yager and Mr. Speaker McNally--20.

Senators voting no were: Dickerson, Harris, Kyle, Stevens, Watson and Yarbro--6.

Senators present and not voting were: Gardenhire, Massey and Norris--3.

A motion to reconsider was tabled.

Senator Ketron moved that **Senate Bill No. 925** be placed on the Calendar for Thursday, March 30, 2017, which motion prevailed.

**Senate Bill No. 894** -- State Government -- As introduced, clarifies that state law preempts local government enactments with respect to the regulation of and appropriate sanctions for conduct

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involving drugs and other similar substances. Amends TCA Title 9; Title 39, Chapter 17; Title 40; Title 53, Chapter 11; Title 54 and Title 67.

Senator Overbey declared Rule 13 on **Senate Bill No. 894**.

Senator Norris declared Rule 13 on **Senate Bill No. 894**.

On motion, Senate Bill No. 894 was made to conform with **House Bill No. 173**.

On motion, House Bill No. 173, on same subject, was substituted for Senate Bill No. 894.

Thereupon, **House Bill No. 173** passed its third and final consideration by the following vote:

Ayes . . . . .	26
Noes . . . . .	5

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Gardenhire, Gresham, Haile, Hensley, Jackson, Johnson, Kelsey, Ketron, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager and Mr. Speaker McNally--26.

Senators voting no were: Dickerson, Harper, Harris, Kyle and Yarbro--5.

A motion to reconsider was tabled.

Senator Southerland moved that **Senate Bill No. 38** be placed on the Calendar for Monday, April 3, 2017, which motion prevailed.

**Senate Bill No. 144** -- Charitable Institutions -- As introduced, permits a nonprofit organization desiring financial assistance from a county or municipality to file, in lieu of completing and filing an annual audit, an annual report of receipts and expenditures in a form prescribed by the comptroller of the treasury; requires such report to be prepared and certified by the nonprofit's CFO; subjects such report to audit by the department of audit. Amends TCA Section 5-9-109 and Section 6-54-111.

On motion, Senate Bill No. 144 was made to conform with **House Bill No. 81**.

On motion, House Bill No. 81, on same subject, was substituted for Senate Bill No. 144.

On motion of Senator Johnson, Amendment No. 1 was withdrawn.

Thereupon, **House Bill No. 81** passed its third and final consideration by the following vote:

Ayes . . . . .	30
Noes . . . . .	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Watson, Yager, Yarbro and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

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Mr. Speaker McNally moved that **Senate Bill No. 154** be placed on the Calendar for Monday, April 3, 2017, which motion prevailed.

**Senate Bill No. 195** -- Health Care -- As introduced, adds healthcare services provided to a patient at a public elementary or secondary school to the current definition of telehealth services for which health insurance entities are required to reimburse in a manner that is consistent with reimbursement for in-person encounters. Amends TCA Title 56; Section 63-1-155 and Title 71.

Senator Watson moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by adding the language "staffed by a healthcare services provider and equipped to engage in the telecommunications described in this section" after the language "public elementary or secondary school" in subdivision (ii) in the amendatory language of Section 1.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 195**, as amended, passed its third and final consideration by the following vote:

Ayes .....	31
Noes .....	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

**Senate Bill No. 219** -- Tennessee Higher Education Commission -- As introduced, requires publication of the Tennessee Postsecondary Education Fact Book by March 1 each year instead of by March 15. Amends TCA Title 49.

Senator Gresham moved to amend as follows:

**AMENDMENT NO. 1**

AMEND by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Title 49, Chapter 7, Part 1, is amended by adding the following language as a new section:

(a) The board of regents shall coordinate with the board of trustees of the University of Tennessee, and each state university board to establish a task force to develop strategies with the goal of preventing unintended pregnancies among students on their respective campuses by November 1, 2017.

(b) The task force shall include, at a minimum, one (1) representative from the community colleges to be appointed by the board of regents system, one (1) representative from the colleges of applied technology to be appointed by the board of regents system, one (1) representative from each school within the University of Tennessee system, one (1) representative from each of the state university governing boards, one (1) representative from the department of education, and one (1) representative from the department of health.

(c) The members of the task force shall select a chair by November 15, 2017, who shall call the task force to order and facilitate communications among task force members.

(d) The members of the task force shall serve without compensation.

(e) The strategies required by subsection (a) shall:

(1) Incorporate unplanned pregnancy prevention information into activities for all incoming students, including, but not limited to, student success courses, residence hall information sessions, advising, and programming during student orientation;

(2) Integrate information that is recognized as medically accurate by the American Congress of Obstetricians and Gynecologists about the prevention of unplanned pregnancy into academic courses if and when appropriate, including abstinence education;

(3) Identify opportunities to raise awareness of and provide resources for the prevention of unplanned pregnancies across the entire student population, including those living on campus;

(4) Identify no-cost or low-cost policies and strategies to address the prevention of unplanned pregnancy and to promote student success and completion;

(5) Include collaboration with the student health services, local departments of health, federally qualified health centers, and other local agencies, as appropriate, to promote access to care and dissemination of information;

(6) Identify other topics or issues relating to the prevention and reduction of unplanned pregnancies among the college student population;

(7) Encourage needs assessments that implement existing best practices and sustainable strategies, and coordinate pregnancy prevention efforts through existing ongoing activities on sexual assault prevention and education, sexually transmitted infection prevention, and HIV prevention, based on the unique needs of the specific campus; and

(8) Identify process and outcome measures to track and evaluate the success of the initiative.

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(f) The task force shall submit a report summarizing its efforts under this section, including any recommendations for legislation, to the chairs of the education committee of the senate and the education administration and planning committee of the house of representatives no later than March 15, 2018, at which time the task force shall cease to exist.

SECTION 2. This act shall take effect upon becoming a law, the public welfare requiring it.

On motion, Amendment No. 1 was adopted.

Thereupon, **Senate Bill No. 219**, as amended, passed its third and final consideration by the following vote:

Ayes .....	30
Noes .....	0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

Senator Yager moved that **Senate Bill No. 322** be rereferred to the Committee on State and Local Government, which motion prevailed.

**MOTION**

Senator Norris moved that Rule 19 be suspended for the purpose of considering the Message Calendar next, which motion prevailed.

**MESSAGE CALENDAR**

**SENATE BILL ON HOUSE AMENDMENT**

**Senate Bill No. 709** -- Drugs, Prescription -- As introduced, requires the commissioners of health and mental health and substance abuse services to produce guidelines on nonresidential buprenorphine treatment by January 1, 2018, and to annually update those guidelines. Amends TCA Title 63, Chapter 1.

**HOUSE AMENDMENT NO. 2**

AMEND by adding the following as a new subsection to the amendatory language of Section 1:

(e) The commissioner of mental health and substance abuse services shall provide a copy of any guidelines developed pursuant to this section and any revision to those guidelines developed pursuant to this section to the chairs of the health committee of the house of representatives and the health and welfare committee of the senate at the time the guidelines or the revisions are posted on websites of the department of mental health and substance abuse services and the department of health.

Senator Yager moved that the Senate concur in House Amendment No. 2 to **Senate Bill No. 709**, which motion prevailed by the following vote:

Ayes ..... 31  
Noes ..... 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--31.

A motion to reconsider was tabled.

### SENATE BILL ON HOUSE AMENDMENT

**Senate Bill No. 1201** -- Privacy, Confidentiality -- As introduced, makes confidential the identities of vendors providing the state with goods and services used to protect certain electronic, communication, and data storage systems; authorizes a governmental entity receiving such goods and services to vote to make the identities of such vendors confidential. Amends TCA Section 10-7-504.

### HOUSE AMENDMENT NO. 1

AMEND by deleting Section 3 and substituting instead the following:

SECTION 3. Tennessee Code Annotated, Section 10-7-504(i)(3)(D), is amended by deleting the subdivision and substituting instead the following:

(D) Notwithstanding subdivisions (i)(3)(B) and (C), a governmental entity shall, upon request, provide the identity of a vendor to the comptroller of the treasury, the fiscal review committee of the general assembly, and any member of the general assembly. If the identity of the vendor is confidential under subdivision (i)(3)(B) or (i)(3)(C), the comptroller, fiscal review committee, or member shall exercise reasonable care in maintaining the confidentiality of the identity of the vendor obtained under this subdivision (i)(3)(D).

SECTION 4. This act shall take effect upon becoming a law, the public welfare requiring it.

Senator Stevens moved that the Senate concur in House Amendment No. 1 to **Senate Bill No. 1201**, which motion prevailed by the following vote:

Ayes ..... 30  
Noes ..... 0

Senators voting aye were: Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally--30.

A motion to reconsider was tabled.

### CALENDAR

Senator Watson moved that **Senate Bill No. 951** be rereferred to the Committee on Energy, Agriculture and Natural Resources, which motion prevailed.



**MOTION**

Senator Southerland moved that Rule 83(8) be suspended for the purpose of placing **Senate Bill No. 951** on the calendar for the Committee on Energy, Agriculture and Natural Resources for Wednesday, March 29, 2017, which motion prevailed.

**MOTION**

Senator Yager moved that Rule 83(8) be suspended for the purpose of placing **Senate Bills Nos. 322 and 798** on the calendar for the Committee on State and Local Government for Tuesday, March 28, 2017, which motion prevailed.

**MOTION**

On motion of Senators Gresham, Roberts and Watson, their names were added as sponsors of **Senate Bill No. 24**.

On motion of Senator Yarbrow, his name was added as sponsor of **Senate Bills Nos. 195, 219 and 322; and House Joint Resolution No. 90**.

On motion of Senator Ketron, his name was added as prime sponsor of **Senate Bill No. 211**.

On motion of Senators Overbey and Yarbrow, their names were added as sponsors of **Senate Bill No. 229; and House Joint Resolution No. 209**.

On motion of Senator Stevens, his name was added as prime sponsor of **Senate Bill No. 408**.

On motion of Senator Tracy, his name was added as prime sponsor of **Senate Bill No. 481**.

On motion of Mr. Speaker McNally, his name was added as sponsor of **Senate Bill No. 511**.

On motion of Senator Gresham, her name was added as sponsor of **Senate Bills Nos. 519 and 710**.

On motion of Senators Gresham and Yarbrow, their names were added as sponsors of **Senate Bill No. 614**.

On motion of Senator Jackson, his name was added as sponsor of **Senate Bills Nos. 708 and 1170**.

On motion of Senator Briggs, his name was added as prime sponsor of **Senate Bill No. 814**.

On motion of Senator Southerland, his name was added as sponsor of **Senate Bills Nos. 999, 1242 and 1261; and Senate Joint Resolutions Nos. 210 and 251**.

On motion of Senator Gardenhire, his name was added as sponsor of **Senate Bill No. 1001**.

On motion of Senator Harris, his name was added as sponsor of **Senate Bill No. 1216**.

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On motion of Senators Overbey and Watson, their names were added as sponsors of **Senate Joint Resolution No. 78.**

On motion of Senators Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager and Yarbrow, their names were added as sponsors of **Senate Joint Resolution No. 115.**

On motion of Senators Tracy and Southerland, their names were added as sponsors of **Senate Joint Resolution No. 209.**

On motion of Senators Massey and Southerland, their names were added as sponsors of **Senate Joint Resolution No. 249.**

On motion of Senators Bailey, Bell, Bowling, Briggs, Crowe, Dickerson, Gardenhire, Gresham, Haile, Harper, Harris, Hensley, Jackson, Johnson, Kelsey, Ketron, Kyle, Lundberg, Massey, Niceley, Norris, Overbey, Roberts, Southerland, Stevens, Tate, Tracy, Watson, Yager, Yarbrow and Mr. Speaker McNally, their names were added as sponsors of **House Joint Resolution No. 32.**

On motion of Senator Overbey, his name was added as sponsor of **House Joint Resolution No. 210.**

On motion of Senator Yager, his name was added as sponsor of **House Joint Resolutions Nos. 211 and 212.**

On motion of Senator Hensley, his name was added as sponsor of **House Joint Resolution No. 214.**

On motion of Senator Tracy, his name was added as sponsor of **House Joint Resolution No. 216.**

**ENGROSSED BILLS**

March 27, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully examined: Senate Bills Nos. 24, 69, 195, 219, 240, 273, 361, 509, 708, 738, 1167, 1211, 1262, 1322 and 1340; and Senate Joint Resolutions Nos. 78, 109, 115, 141, 180, 209, 249, 251, 252, 253, 256 and 257; and find same correctly engrossed and ready for transmission to the House.

ALAN WHITTINGTON,  
Deputy Chief Clerk

**MESSAGE FROM THE HOUSE**

March 27, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Bill No. 81, passed by the House.

TAMMY LETZLER,  
Chief Clerk

**MONDAY, MARCH 27, 2017 -- 20TH LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

March 28, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 59, 312, 320, 335, 579, 671, 711, 1043, 1414 and 1417; passed by the House.

TAMMY LETZLER,  
Chief Clerk

**MESSAGE FROM THE HOUSE**

March 28, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 220, 221, 222, 223, 224, 227, 228 and 229; adopted, for the Senate's action.

TAMMY LETZLER,  
Chief Clerk

**MESSAGE FROM THE HOUSE**

March 27, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 32, 139, 213, 232, 237, 262, 275, 377, 543, 694 and 842; substituted for House Bills on same subjects and passed by the House.

TAMMY LETZLER,  
Chief Clerk

**MESSAGE FROM THE HOUSE**

March 27, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248 and 268; concurred in by the House.

TAMMY LETZLER,  
Chief Clerk

**ENROLLED BILLS**

March 28, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have carefully compared Senate Bills Nos. 32, 139, 213, 232, 237, 262, 275, 377, 543, 694, 709, 842 and 1201; and Senate Joint Resolutions Nos. 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248 and 268; and find same correctly enrolled and ready for the signatures of the Speakers.

ALAN WHITTINGTON,  
Deputy Chief Clerk

**MONDAY, MARCH 27, 2017 -- 20TH LEGISLATIVE DAY**

**MESSAGE FROM THE HOUSE**

March 28, 2017

MR. SPEAKER: I am directed to transmit to the Senate, House Joint Resolutions Nos. 32, 90, 209, 210, 211, 212, 214, 215 and 216; for the signature of the Speaker.

TAMMY LETZLER,  
Chief Clerk

**SIGNED**

March 27, 2017

The Speaker announced that he had signed the following: Senate Bills Nos. 16, 117, 167, 199, 426, 437, 518, 545, 690 and 747; and House Bills Nos. 45, 330 and 985.

**SIGNED**

March 28, 2017

The Speaker announced that he had signed the following: Senate Bills Nos. 32, 139, 213, 232, 237, 262, 275, 377, 543, 694, 709, 842 and 1201; and House Joint Resolutions Nos. 32, 90, 209, 210, 211, 212, 214, 215 and 216.

**SIGNED**

March 28, 2017

The Speaker announced that he had signed the following: Senate Joint Resolutions Nos. 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248 and 268.

**MESSAGE FROM THE HOUSE**

March 27, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 16, 117, 167, 199, 426, 437, 518, 545, 690 and 747; signed by the Speaker.

TAMMY LETZLER,  
Chief Clerk

**MESSAGE FROM THE HOUSE**

March 28, 2017

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos. 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248 and 268; signed by the Speaker.

TAMMY LETZLER,  
Chief Clerk

**MONDAY, MARCH 27, 2017 -- 20TH LEGISLATIVE DAY**

**REPORT OF DEPUTY CHIEF CLERK**

March 28, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bills Nos. 16, 117, 167, 199, 426, 437, 518, 545, 690 and 747; for his action.

ALAN WHITTINGTON,  
Deputy Chief Clerk

**REPORT OF DEPUTY CHIEF CLERK**

March 28, 2017

MR. SPEAKER: Your Deputy Chief Clerk begs leave to report that we have transmitted to the Governor the following: Senate Joint Resolutions Nos. 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248 and 268; for his action.

ALAN WHITTINGTON,  
Deputy Chief Clerk

**MESSAGE FROM THE GOVERNOR**

March 27, 2017

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Joint Resolutions Nos. 105, 155, 174, 176, 177 and 255; with his approval.

DWIGHT E. TARWATER,  
Counsel to the Governor

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR # 1**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 30, 2017: Senate Joint Resolutions Nos. 258, 259, 260, 261, 262, 264, 265, 266, 267, 269, 270 and 271; Senate Resolution No. 36; and House Joint Resolutions Nos. 213, 218 and 219.

This the 28th day of March, 2017  
MASSEY, Chairperson

**REPORT OF COMMITTEE ON CALENDAR  
CONSENT CALENDAR # 2**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 30, 2017: Senate Bills Nos. 194, 658, 1200 and 1261.

This the 28th day of March, 2017  
MASSEY, Chairperson

**MONDAY, MARCH 27, 2017 -- 20TH LEGISLATIVE DAY**

**REPORT OF COMMITTEE ON CALENDAR  
LOCAL CALENDAR**

Pursuant to Rule 26, the following bills have been set on the Consent Calendar for Thursday, March 30, 2017: Senate Bills Nos. 1427 and 1430.

This the 28th day of March, 2017  
MASSEY, Chairperson

**REPORT OF COMMITTEE ON CALENDAR**

MR. SPEAKER: Your Committee on Calendar begs leave to report that we have met and set the following bills on the calendar for Thursday, March 30, 2017: Senate Bills Nos. 448, 510, 519, 611, 614, 695, 1190, 1238, 274, 338, 362, 968, 1371, 119, 145, 327, 329, 365, 435, 921, 1077, 1339, 1369 and 925.

This the 28th day of March, 2017  
MASSEY, Chairperson

**ADJOURNMENT**

Senator Norris moved the Senate adjourn until 8:30 a.m., Thursday, March 30, 2017, which motion prevailed.